

REMARKS

Claims 1, 3-17, 31 and 33-36 are pending in the application.

In the instant Final Rejection, Claims 33-36 were objected to under 37 C.F. R. 1.75(c) as being of improper dependent form. The claims are now amended to be in independent form. Withdrawal of the rejection is, therefore, respectfully requested.

Claims 1, 3-17 and 31 remain rejected under 35 U.S.C. §112, first paragraph, for usage of the terms "heteroaryl" and "heterocyclyl". Following a telephone conversation the undersigned Attorney-of-Record had with the Examiner on January 13, 2006, Applicants have now amended the claims to remove the references to "heteroaryl" and "heterocyclyl". It is believed that this amendment satisfies the Examiner's concern. Withdrawal of the §112, first paragraph, rejection is, therefore, respectfully requested. It is stressed that the amendment is being effected solely to move the application to successful prosecution and not as an admission of any non-patentability. Applicants are preserving the right to file divisional application(s) on the scope of the cancelled subject matter, if Applicants choose to do so.

Claims 33-36 were objected to as being dependent on a rejected base claims. However, with the present amendment, Applicants believe that the objection is moot.

There being no other rejection pending, Applicants believe that the claims, as amended, are in allowable condition and such an action is earnestly solicited. If the Examiner has any questions, the Examiner is invited to contact the undersigned.

January 17, 2006
Schering-Plough Corporation
2000 Galloping Hill Road
Patent Department, K-6-1, 1990
Kenilworth, NJ 07033
Tel: (908) 298-5068
Fax: (908) 298-5388

Respectfully submitted,



Dr. Palaiyur S. Kalyanaraman
Attorney for Applicants
Reg. No. 34,634